

IPW

PATENT
Customer No. 22,852
Attorney Docket No. 06478-1497-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Gerhard MOERSDORF et al.)	Group Art Unit: 3763
)	
Application No.: 10/758,261)	Examiner: Not Yet Assigned
)	
Filed: January 16, 2004)	Confirmation No.: 5706
)	
For: STERILE SHEATH FOR AN)	
INJECTION SYRINGE)	

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached.

Copies of the U.S. patent publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

English translations of the non-English documents are enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.


Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: May 5, 2005

By: 
Deborah J. Acker
Reg. No. 48,916

IDS Form PTO/SB/08: Substitute for form 1449A/PTO <div style="text-align: center; font-weight: bold; font-size: 1.2em;"> INFORMATION DISCLOSURE STATEMENT BY APPLICANT </div> <div style="text-align: center; font-size: 0.8em;"> <i>(Use as many sheets as necessary)</i> </div>				Complete if Known	
		Application Number	10/758,261		
		Filing Date	January 16, 2004		
		Confirmation No.	5706		
		First Named Inventor	Gerhard MOERSDORF		
		Art Unit	3763		
		Examiner Name	Not Yet Assigned		
Sheet	1	of	1	Attorney Docket Number	06478.1497-00000

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No.	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code (if known)			
		US-2,743,724	05-01-1956	Gispen	
		US-2001/0021820 A1	09-13-2001	Lynn	

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation
		Country Code Number Kind Code (if known)				
		DE 195 37 124 A1	04-10-1997			Yes
		DE 297 16 762 U1	07-16-1997			Yes
		DE 299 20 664 U1	02-24-2000			Yes

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
		German Examination Report for corresponding German Patent Application No. 103 01 884.0, filed January 17, 2003.	Yes
		European Search Report mailed August 31, 2004, for European Patent Application No. 03028450, filed December 12, 2003.	Yes

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.